

SENATE BILL 1029

C7, F1, F5

0lr3341

By: **Senators Klausmeier, Brochin, and Stone**

Introduced and read first time: February 25, 2010

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Use of Public School Facilities – Games of Chance**

3 FOR the purpose of authorizing the use of public school facilities in Baltimore County
4 for certain games of chance; providing for the construction of this Act; and
5 generally relating to the use of public school facilities in Baltimore County for
6 games of chance.

7 BY repealing and reenacting, without amendments,
8 Article – Education
9 Section 7–108
10 Annotated Code of Maryland
11 (2008 Replacement Volume and 2009 Supplement)

12 BY adding to
13 Article – Education
14 Section 7–108.1
15 Annotated Code of Maryland
16 (2008 Replacement Volume and 2009 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article – Education**

20 7–108.

21 (a) Each county board shall encourage the use of public school facilities for
22 community purposes.

23 (b) (1) If written application is made to the county superintendent, the
24 county board shall provide for the use of a public school facility for:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (i) The presentation and discussion of public questions;
2 (ii) Public speaking;
3 (iii) Lectures; or
4 (iv) Other civic, educational, social, or recreational purposes or
5 church affiliated civic purposes.

6 (2) These meetings shall be open to the public.

7 (3) The county board may refuse the use of any school facility for these
8 purposes if it appears that the use is likely to:

- 9 (i) Provoke or add to a public riot or breach of the peace; or
10 (ii) Create a clear and present danger to the peace and welfare
11 of the county or State.

12 (c) Each county board may permit a partisan political organization that has
13 polled 10 percent or more of the entire vote cast in this State in the last general
14 election to use public school facilities for programs and meetings that relate to a
15 political campaign for nomination or election of a candidate to public office.

16 (d) Each county board may permit the use of public school facilities for
17 religious or other lawful purposes.

18 (e) Subject to § 7–109 of this subtitle, school facilities may be used only at
19 times that will not interfere with regular school sessions or other bona fide school
20 activities.

21 (f) In Montgomery County, nonschool use of school facilities for public and
22 community purposes and the manner by which costs associated with such use are
23 apportioned may be regulated by local law consistent with the use criteria set forth in
24 § 7–110 of this subtitle and not inconsistent with any other provisions of this article.
25 The local law authorized by this subsection may provide for an interagency
26 coordinating board and for the appointment of its members by Montgomery County.
27 Membership may include the Superintendent of Schools, the President of Montgomery
28 College, the members of the Montgomery County Planning Board, and such other
29 members as may be provided by the local law.

30 **7–108.1.**

31 (A) IN THIS SECTION, “GAMES OF CHANCE” MEANS RAFFLES, BINGO, OR
32 OTHER GAMES OF CHANCE THAT DO NOT AWARD CASH MONEY PRIZES.

1 **(B) THIS SECTION APPLIES ONLY IN BALTIMORE COUNTY.**

2 **(C) A PUBLIC SCHOOL FACILITY MAY BE USED FOR GAMES OF CHANCE.**

3 **(D) THIS SECTION MAY NOT BE CONSTRUED TO PROHIBIT A**
4 **SPONSORING ENTITY, AN ASSOCIATION OF PARENTS AND TEACHERS, OR THE**
5 **ADMINISTRATIVE OR PROFESSIONAL STAFF OF A PUBLIC SCHOOL FROM**
6 **CHARGING:**

7 **(1) A CASH MONEY ADMISSION FEE TO AN EVENT AT WHICH**
8 **GAMES OF CHANCE ARE PLAYED; OR**

9 **(2) A CASH MONEY FEE IN ORDER TO PARTICIPATE IN GAMES OF**
10 **CHANCE.**

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2010.